

ORDINANCE NO. _____, SERIES 2010

AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) SECTIONS 38.09(A) and 38.80(A)(2) RELATING TO ABANDONED PROPERTY CLASSIFIED AS REAL PROPERTY IN THE URBAN SERVICES DISTRICT.

Sponsored By: Kelly Downard and Marianne Butler

WHEREAS, on January 6, 2003, the Louisville/Jefferson County Metro Government came into existence ("Metro Government"); and

WHEREAS, KRS 67C.123 provided that all tax structure, tax rates, and level of services in effect in the city of the first class and its county upon the commencement of Metro Government shall remain in effect; and

WHEREAS, upon the effective date of merger, the abandoned urban property tax was one levied only by the old City of Louisville, a city of the first class; and

WHEREAS, upon the effective date of merger, the abandoned urban property tax became a tax levied only in the Urban Services District, which is comprised of the territorial boundaries of the former City of Louisville; and

WHEREAS, LMCO §38.09(A) needs to be amended to reflect that this tax is only a tax of the Urban Services District.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE COUNCIL) AS FOLLOWS:

SECTION I: LMCO Section 38.09(A) is hereby amended to read as follows:

§ 38.09 ABANDONED PROPERTY CLASSIFIED AS REAL PROPERTY.

(A) Abandoned urban property is established as a separate classification of real property for the purpose of ad valorem taxation. As used in this section, abandoned

urban property means any vacant structure or vacant or unimproved lot or parcel of ground located within the Urban Services District which has been vacant or unimproved for a period of at least one year, and which:

(1) Because it is dilapidated, unsanitary, unsafe, vermin infested, or otherwise dangerous to the safety of persons, it is unfit for its intended use;

(2) By reason of neglect or lack of maintenance has become a place for the accumulation of trash and debris, or has become infested with rodents or other vermin; or

(3) Has been tax delinquent for a period of at least three years.

SECTION II: LMCO Section 38.80(A)(2) is hereby amended to read as follows:

(2) A tax per \$100 of assessed valuation on abandoned urban property as that is defined in KRS 132.012 shall be set at \$1.50 for ~~general Metro Government~~ Urban Services District purposes for the Fiscal Year ending June 30, 2010.

SECTION III: This ordinance shall take effect upon its passage and approval.

Kathleen J. Herron
Metro Council Clerk

Thomas L. Owen
President of the Council

Jerry E. Abramson
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

BY: _____
Abandoned Urban Property Draft 1.doc sent 4 28 10pm

01-11-10

